REMARKS/ARGUMENTS

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the amendments and remarks herewith. The present amendment is being made to facilitate prosecution of the application.

I. STATUS OF THE CLAIMS AND FORMAL MATTERS

Claims 22-48 are pending. Claims 22, 30, 41, 43, and 48, which are independent, are hereby amended. Support for this amendment is provided throughout the Specification as originally filed, and specifically at page 18, lines 4-14.

No new matter has been introduced by this amendment. Changes to the claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicants are entitled.

II. REJECTIONS UNDER 35 U.S.C. §102(e)

Claim 48 was rejected under 35 U.S.C. §102(e) as allegedly anticipated by U.S. Patent No. 5,442,390 to Hooper et al. (hereinafter, merely "Hooper").

As understood by Applicants, Hooper relates to a system for interactively viewing videos, in which a selected video is transmitted as a plurality of frames of digitized video data for playback on a viewing device. The system receives the transmitted video data and includes a memory buffer for storing a segment of a selected one of the videos. The segment includes a predetermined number of frames representing a predetermined time interval of the selected video.

Claim 48 recites, *inter alia*:

> "... **wherein when display of the program information is resumed after the resume command, a pre-selected segment of the program information immediately preceding a point at which the pause command was requested is first displayed**." (Emphasis added)

Applicants respectfully submit that nothing has been found in Hooper that would teach or suggest the above-identified feature of claim 48. Specifically, Hooper does not teach or suggest wherein when display of the program information is resumed after the resume command, a pre-selected segment of the program information immediately preceding a point at which the pause command was requested is first displayed, as recited in claim 48.

Therefore, Applicants respectfully submit that claim 48 is patentable.

III. REJECTIONS UNDER 35 U.S.C. §103(a)

Claims 22-47 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over U.S. Patent No. 5,442,390 to Hooper et al. (hereinafter, merely "Hooper") in view of U.S. Patent No. 5,530,754 to Garfinkle (hereinafter, merely "Garfinkle").

Claim 22 recites, *inter alia*:

> "... **wherein when display of the program information is resumed after the resume command, a pre-selected segment of the program information immediately preceding a point at which the pause command was requested is first displayed**." (Emphasis added)

As understood by Applicants, Garfinkle relates to a video-on-demand system in which catalog data is periodically transferred to the user sites, where it is stored. This catalog data includes listings of the video products available at the central station, so-called trailers or

previews for certain of the video products, and lead-ins for the initial portions of certain products to provide a seamless lead in to program material ordered from the central station.

Applicants respectfully submit that nothing has been found in Hooper or Garfinkle that would teach or suggest the above-identified feature of claim 22. Specifically, neither Hooper nor Garfinkle, alone or in combination, teach or suggest wherein when display of the program information is resumed after the resume command, a pre-selected segment of the program information immediately preceding a point at which the pause command was requested is first displayed, as recited in claim 22.

Therefore, Applicants respectfully submit that claim 22 is patentable.

Claims 30, 41, and 43 are similar, or somewhat similar, in scope and are therefore patentable for similar, or somewhat similar, reasons.

IV. OBVIOUSNESS-TYPE DOUBLE PATENTING REJECTIONS

Claim 48 was rejected on the ground of non-statutory obviousness-type double patenting as allegedly unpatentable over claims 1-4 of U.S. Patent No. 5,990,881 to Inoue et al. (hereinafter, merely "Inoue").

Claims 22-32, 36-37, and 40-48 were rejected on the ground of non-statutory obviousness-type double patenting as allegedly unpatentable over claims 1-6 and 8 of U.S. Patent No. 5,990,881 to Inoue in view of Garfinkle.

Applicants are submitting with this response a Terminal Disclaimer, thereby obviating the obviousness-type double patenting rejection.

V. DEPENDENT CLAIMS

The other claims in this application are each dependent from one of the independent claims discussed above and are therefore patentable for at least the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

CONCLUSION

In the event the Examiner disagrees with any of statements appearing above with respect to the disclosure in the cited references, it is respectfully requested that the Examiner specifically indicate those portions of the references providing the basis for a contrary view.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

Applicants respectfully submit that all of the claims are in condition for allowance and request early passage to issue of the present application.

Respectfully submitted,

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